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VIA ECF

January 6, 2011

Hon. Robert M. Levy
United States Magistrate Judge,
Eastern District of New York
Theodore Roosevelt United States Courthouse
225 Cadman Plaza East
Brooklyn, New York

Re: NAACP v. N.Y. State Bd. of Elections
E.D.N.Y. 10 Civ. 2950 (FB) (RML)

Your Honor:

We are writing on behalf of State defendants, per Your Honor's Individual Motion Practices § 1(E), to request a further extension of time to respond to plaintiffs' motion for an order directing the State Board to issue certain instructions to the local boards regarding the production of election materials.

The State's response is now due on January 6, 2011, and the parties agree to a further extension to February 11, 2011. Plaintiffs and the State have continued to pursue resolving discovery issues, including enlisting the cooperation of the local boards, without the need for judicial intervention.

Counsel for plaintiffs, Eric P. Brown, Esq., Jenner & Block LLP, consents to this request.

We appreciate Your Honor's consideration of this request, and ask that the Court approve the proposed extension.

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Respectfully,



JOEL GRABER
Assistant Attorney General
Special Litigation Counsel

cc: (via ECF)

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